

BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

In the Matter of:

PARENT ON BEHALF OF STUDENT,

v.

ALVORD UNIFIED SCHOOL DISTRICT.

OAH CASE NO. 2013110633

ORDER FOLLOWING EXPEDITED
PRE-HEARING CONFERENCE
SETTING ORDER TO SHOW CAUSE
RE: DISMISSAL

On December 16, 2013, a telephonic prehearing conference (PHC) was held before Administrative Law Judge (ALJ) Kara K. Hatfield, Office of Administrative Hearings (OAH). Meldie Moore, Attorney at Law, failed to appear on behalf of Student. Dina Harris, Attorney at Law, failed to appear on behalf of Alvord Unified School District. The PHC was not recorded due to the lack of appearances.

The ALJ issues the following order:

1. Student's Request to Vacate Dates and Schedule Status Conference is inadequate as to the expedited issues of the case. There is no authority permitting a continuance or stay of an expedited due process hearing. To vacate the expedited due process hearing set for January 6, 2014, Student must file a request to withdraw the complaint as to the expedited issues in the case. While OAH will vacate dates and set a status conference for matters that have an executed settlement agreement requiring board approval, this procedure is not available for expedited hearings.

2. Unless the expedited matter is withdrawn and subsequently dismissed, a telephonic hearing will be held on December 30, 2013 at 10:00 a.m. for Student to show cause why the expedited case should not be dismissed for failure to participate in the expedited prehearing conference process. If Student demonstrates cause why the matter should not be dismissed, the matter will proceed to prehearing conference at that time.

IT IS SO ORDERED.

Dated: December 16, 2013

/s/

KARA K. HATFIELD
ADMINISTRATIVE LAW JUDGE
Office of Administrative Hearings